

# COMMITTEE MEETING NOTICE AND AGENDA

WEDNESDAY, OCTOBER 1, 2014

9:00 A.M. OR SOON THEREAFTER

COUNCIL CHAMBERS

HISTORIC COUNTY BUILDING

4396 RICE STREET, SUITE 201

LĪHUʻE, KAUAʻI, HAWAII 96766

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OFFICE OF  
THE COUNTY CLERK  
COUNTY OF KAUAʻI

## A. PUBLIC COMMENT

Pursuant to Council Rule 13(e), members of the public shall be allowed a total of eighteen (18) minutes on a first come, first served basis to speak on any agenda item. Each speaker shall be limited to three (3) minutes at the discretion of the Chair to discuss the agenda item and shall not be allowed additional time to speak during the meeting. This rule is designed to accommodate those who cannot be present throughout the meeting to speak when the agenda items are heard. After the conclusion of the eighteen (18) minutes, other members of the public shall be allowed to speak pursuant to Council Rule 12(e).

## B. PLANNING COMMITTEE

1. PL 2014-03      Communication (09/11/2014) from Councilmember Bynum, requesting the presence of Special Counsel David J. Minkin, to provide a briefing on the recent Hawai'i State Supreme Court's decision in Kaua'i Springs, Inc. vs. County of Kaua'i, et al. and Kaua'i Springs, Inc. vs. Planning Commission of the County of Kaua'i, including the cases' application and relevance to Hawai'i's Public Trust Doctrine.

## C. ENVIRONMENTAL SERVICES / PUBLIC SAFETY / COMMUNITY ASSISTANCE COMMITTEE

1. Bill No. 2551      A BILL FOR AN ORDINANCE AMENDING CHAPTER 21, SECTIONS 21-1.3 AND 21-9.1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO INTEGRATED SOLID WASTE MANAGEMENT TO ESTABLISH VARIABLE RATES FOR THE COLLECTION OF RESIDENTIAL AND COMMERCIAL REFUSE (PAY AS YOU THROW)  
*(Public hearing held 09/24/2014)*

**D. PUBLIC WORKS / PARKS & RECREATION COMMITTEE**

1. C 2014-89 Communication (03/05/2014) from Council Chair Furfaro, requesting the presence of the County Engineer, to provide an update on the Ala Kalanikaumaka Street off-site drainage area and the efforts of the Department of Public Works to address the reported problems that occur following heavy rain.  
***(Deferred 08/06/2014)***
2. PWPR 2014-06 Communication (09/09/2014) from Councilmember Rapozo, requesting a briefing by the Department of Public Works, Engineering Division, on the National Flood Insurance Program (NFIP) to include:
  - The role of the County's Engineering Department in coordinating the NFIP;
  - The concerns about inaccurate mapping of specific parcels; and
  - The effects of insurance rates on homeowners.

**E. FINANCE & ECONOMIC DEVELOPMENT (TOURISM / VISITOR INDUSTRY / SMALL BUSINESS DEVELOPMENT / SPORTS & RECREATION DEVELOPMENT / OTHER ECONOMIC DEVELOPMENT AREAS) COMMITTEE**

1. Bill No. 2552 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2014-781, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2014 THROUGH JUNE 30, 2015 BY REVISING THE AMOUNTS ESTIMATED IN THE CRIMINAL ASSETS FORFEITURE FUND (*Kauai Police Department, Exercise Equipment – \$70,000*) ***(Public hearing held 09/24/2014)***
2. Bill No. 2554 A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Real Property Tax Relief for the 2014 Tax Year*) ***(Public hearing held 09/24/2014)***
3. Bill No. 2555 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2014-781, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2014 THROUGH JUNE 30, 2015, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Real Property Tax Relief Funding – \$750,000*) ***(Public hearing held 09/24/2014)***

4. Bill No. 2556 A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Reinstating the Permanent Home Use Tax Limit*) (**Public hearing held 09/24/2014**)
5. Bill No. 2557 A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Low Income Tax Credit*) (**Public hearing held 09/24/2014**)
6. Bill No. 2558 A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Retroactive Real Property Tax Measures and Extensions*) (**Public hearing held 09/24/2014**)
7. Bill No. 2559 A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Tax On Use*) (**Public hearing held 09/24/2014**)

#### **F. COMMITTEE OF THE WHOLE**

1. Minutes of the September 3, 2014 Committee of the Whole Meeting.

**G. EXECUTIVE SESSION:** Pursuant to Hawai'i Revised Statutes (HRS) §92-7(a), the Council may, when deemed necessary, hold an Executive Session on any agenda item without written public notice if the Executive Session was not anticipated in advance. Any such Executive Session shall be held pursuant to HRS §92-4 and shall be limited to those items described in HRS §92-5(a). (Confidential reports on file in the County Attorney's Office and/or the County Clerk's Office. Discussions held in Executive Session are closed to the public.)

**H. NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHUʻE, KAUAI, HAWAI'I, 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.**